

Debtor 1 Carmell E. Hergert

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: EASTERN District of TEXAS
(State)

Case number 15-10281

Form 4100R

Response to Notice of Final Cure Payment

10/15

According to Bankruptcy Rule 3002.1(g), the creditor responds to the trustee's notice of final cure payment.

Part 1: Mortgage Information

Name of creditor: U.S. Bank Trust N.A., as Trustee of the Tiki Series III Trust Court claim no. (if known): 9

Last 4 digits of any number you use to identify the debtor's account: 6 8 9 6

Property address: 7119 & 7121 Terrell Street
Number Street

Groves TX 77619
City State ZIP Code

Part 2: Prepetition Default Payments

Check one:

- ☒ Creditor agrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim.
- ☐ Creditor disagrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim. Creditor asserts that the total prepetition amount remaining unpaid as of the date of this response is: \$ _____

Part 3: Postpetition Mortgage Payment

Check one:

- ☒ Creditor states that the debtor(s) are current with all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

The next postpetition payment from the debtor(s) is due on: 12 / 1 / 2019
MM / DD / YYYY

- ☐ Creditor states that the debtor(s) are not current on all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

Creditor asserts that the total amount remaining unpaid as of the date of this response is:

- a. Total postpetition ongoing payments due: (a) \$ _____
- b. Total fees, charges, expenses, escrow, and costs outstanding: + (b) \$ _____
- c. **Total.** Add lines a and b. (c) \$ _____

Creditor asserts that the debtor(s) are contractually obligated for the postpetition payment(s) that first became due on:

____ / ____ / ____
MM / DD / YYYY

Debtor 1 **Carmell Hergert** Case number (if known) **15-10281**
First Name Middle Name Last Name

Part 4: Itemized Payment History

If the creditor disagrees in Part 2 that the prepetition arrearage has been paid in full or states in Part 3 that the debtor(s) are not current with all postpetition payments, including all fees, charges, expenses, escrow, and costs, the creditor must attach an itemized payment history disclosing the following amounts from the date of the bankruptcy filing through the date of this response:

- ☐ all payments received;
- ☐ all fees, costs, escrow, and expenses assessed to the mortgage; and
- ☐ all amounts the creditor contends remain unpaid.

Part 5: Sign Here

The person completing this response must sign it. The response must be filed as a supplement to the creditor's proof of claim.

Check the appropriate box::

- ☐ I am the creditor.
- ☒ I am the creditor's authorized agent.

I declare under penalty of perjury that the information provided in this response is true and correct to the best of my knowledge, information, and reasonable belief.

Sign and print your name and your title, if any, and state your address and telephone number if different from the notice address listed on the proof of claim to which this response applies.

x /s/ Raymond Valderrama
Signature

Date **01 07 2020**
____/____/____

Print **Raymond Valderrama**
First Name Middle Name Last Name

Title **AVP Bankruptcy**

Company **BSI Financial Services**

If different from the notice address listed on the proof of claim to which this response applies:

Address **7505 Irvine Center Drive**
Number Street
Irvine CA 92618
City State ZIP Code

Contact phone (____) ____-____

Email _____

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Agreed Response to Trustees Notice was served on the 7th day of January, 2020. Said Response was filed electronically. Service was accomplished by the method and to the following as indicated.

By: /s/ Richard Anderson
RICHARD E. ANDERSON
State Bar No. 01209010
4920 Westport Drive
The Colony, Texas 75056
Email: randerson@AndersonVela.com

BY ELECTRONIC NOTICE OR REGULAR FIRST CLASS MAIL, POSTAGE PREPAID:

DEBTOR

Carmell E. Hergert
7119 & 7121 Terrell Street (Property)
Groves, TX 77619

7119 Terrel Street (Mailing)
Groves, TX 77619

DEBTOR'S ATTORNEY

Robert E. Barron
Barron & Carter, LLP
P.O. Box 1347,
Nederland, TX 77627

TRUSTEE

Lloyd Kraus
110 N. College Avenue, 12th Floor
Tyler, TX 75702

U.S. TRUSTEE

US Trustee
110 N. College Avenue, Suite 300
Tyler, TX 75702

CREDITOR ATTORNEY

/s/ Richard E. Anderson
RICHARD E. ANDERSON